

MARICOPA COUNTY BOARD OF HEALTH MEETING MINUTES

Monday, July 27, 2015

301 W. Jefferson Street, 10th Floor

Phoenix, Arizona 85003

Board of Supervisors Conference Room

President Andrew Ingram called the meeting to order at 3:00 p.m.

ROLL CALL:

Members Present:

Don Cassano
Andrew Ingram
Nedra Halley
Don Hughes
Andrew Kunasek
Debra Baldauff

Members Excused:

Michael Mills, M.D.
Francisca Montoya
Dr. Scott Somers
Kip Steill

Ex-Officio: Bob England, M.D.

CALL TO THE PUBLIC:

Mr. Andrew Ingram announced it was time for a call to the public and requested public comment forms for those who wanted to speak or who wanted to address any action items. One public comment form was given to Mr. Ingram. Dr. John P. Middaugh, M.D. would like to address the Board of Health. Dr. Middaugh is a retired public health official. Dr. Middaugh has recently been asked to chair the Maricopa County Medical Society. Both Maricopa Medical Society and the Arizona Medical Association have passed resolutions calling for the regulation of E-Cigarettes and an increase in immunization education. Dr. Middaugh would like to work with the Board of Health and Dr. England to work on these two resolutions. Dr. England will discuss these two items under discussion item disease updates.

DISCUSSION/ACTION ITEMS

- 1. Approval of Minutes:** President Ingram asked for a motion to approve the minutes from the BOH Meeting held on April 27, 2015. Motion was made by Mr. Don Cassano to approve the BOH minutes as presented. Motion was seconded by Ms. Nedra Halley and the motion passed unanimously.

2. Fee Waiver Applications

Ms. Jeannie Taylor

Ms. Jeannie Taylor presented thirty (30) fee waivers for review and consideration of approval. A summary sheet document was provided. Mr. Cassano had a question about the Greater Oro Valley Arts Council dba Southern Arizona Arts & Cultural Alliance waiver and if the event takes place in Tucson. Ms. Taylor replied that the event actually took place in Phoenix and the business operator uses a 501-(c)(3). Ms. Halley had a question about when tax returns are updated. Ms. Taylor replied that the tax returns are updated when the business operator's fiscal year ends.

Motion to approve the 30 Fee Waiver applications was made by Ms. Halley, seconded by Ms. Debra Baldauff and all were in favor. Motion passed unanimously.

3. Make recommendations to Maricopa County Board of Supervisors to approve regulatory changes to the Maricopa County Air Quality Department's New Source Review (NSR) rules (AQ-2013-005-New Source Review)

**Ms. Johana Kuspert
Ms. Corky Martinkovic**

Ms. Johanna Kuspert introduced herself as the Supervisor in the Rules Unit in the Air Quality Department, and introduced Ms. Corky Martinkovic, Manager of Planning Analysis Division. Ms. Martinkovic introduced the Air Quality Deputy Director, Michael Fulton. Ms. Kuspert provided an overview sheet for the members of Board of Health to review what the Air Quality department is asking. The Air Quality Department is requesting that the Board of Health approve a recommendation to the Board of Supervisors to approve regulatory changes to the New Source Review (NSR) rules. NSR is a long-standing Clean Air Act permitting program that requires businesses to get an air pollution control permit before they start construction or make major modifications to their business. NSR must ensure that air quality is not significantly degraded from the addition of new or modified businesses, while also providing flexibility to businesses to improve or modernize their operations. Permits must include an air quality analysis to demonstrate that new emissions emitted from the business will not cause or contribute to a violation of a National Ambient Air Quality Standard. In January of 2013, the County Manager briefed the Board of Supervisors. In August 2013-October 2014, the Air Quality Department conducted stakeholder workshops. On April 27, 2015, the Board of Health approved the initiation of regulatory changes. In May 2015-June 2015, the Air Quality Department reviewed NSR rules in regards to the EPA's proposed limited approval and disapprovals of ADEQ's NSR Rules. Today, the Air Quality Department is requesting that the Board of Health approve the recommendation to the Board of Supervisors to approve the regulatory changes to NSR rules. The formal comment period will begin July 31. Examples of businesses that require an air pollution control permit are: generator, paint booth, printing, wood working, chemical mixing, concrete batch plant, electronic assembly, abrasive blasting, gasoline resale, power plant. One of the regulatory changes is converting the threshold of pounds per day of volatile organic compound to tons per year of volatile organic compound. There is also a more clear definition of when a permit revision is required. The other change is converting public participation thresholds to tons per year instead of Rule 280 fee tables. These new rules will make it easier for businesses to comply. There are no fee changes associated with the proposed regulatory changes of the NSR rules.

Motion to approve to make recommendations to Maricopa County Board of Supervisors to approve regulatory changes to the Maricopa County Air Quality Department's New Source Review (NSR) rules (AQ-2013-005-New Source Review) was made by Mr. Cassano, and seconded by Ms. Halley and the motion passed unanimously.

- 4. Agenda Item Four will be held in a telephonic conference at a later date as the Finance Committee was not available to make recommendations prior.**
- 5. Agenda Item Five will be held in a telephonic conference at a later date as the Finance Committee was not available to make recommendations prior.**
- 6. Elections: New Chair (President) and Vice-Chair (President-Finance)**

Since the President and Vice President terms do not end until December 2016, it is not necessary to elect a new president and vice president. There is one vacancy on the Finance Committee. Currently on the finance committee is Mr. Andrew Ingram Chair (President), Mr. Kip Steill Vice-Chair (President-Finance), Mr. Don Cassano and Ms. Francisca Montoya. Mr. Ingram appreciated Ms. Halley's nomination and appointed her to fill the vacant position.

1. **Public Health Report:**
 - i. **Human Resources**
 - ii. **Communication**
 - iii. **Infrastructure**
 - iv. **Strategic Planning**
 - v. **Programs**
 - vi. **Disease Update**
 - vii. **Future Topics**

Dr. England gave an update on the MCDPH's accreditation process with the Public Health Accreditation Board (PHAB). Accreditation is the measurement of the health department against a set of nationally recognized standards. The site visit report was received this morning and corrections are due in 3 days. The report looks very positive and results will be known sometime in August. The accreditation lasts for 5 years during which the health department addresses the issues that were outlined in the report. Upon expiration, a reapplication process will take place. There are other agencies that are in the process of creating another accreditation process that will gauge how well core services are being fulfilled.

The integrated IGA with ADHS is underway. This is ADHS's attempt to take multiple funding streams and combine them with one set of deliverables. This will allow for more efficient and varied health efforts to take place simultaneously amongst programs. This IGA may make it necessary for reorganization efforts. MCDPH's report is due to ADHS on August 15th.

In July, select MCDPH staff attended National Association of County and City Health Officials (NACCHO) in Kansas City. Several staff presented at this conference and did a great job representing MCDPH. In July 2016, NACCHO will take place in Phoenix. Dr. England would be grateful to have partners, decision-makers and the Board of Health attend as available.

Health Resources and Services Administration (HRSA) is asking that the governance for the Health Care for the Homeless (HCH) grant change. MCDPH is one of few of HCH programs that are administered by the health department. In the past, HRSA allowed the counties governing entity to be the board. Now, HRSA is requiring that the board consist of 9 members and must represent the population served. HRSA has to approve the co-applicant's board. There is an option of a co-applicant agency. However, the county would have to turn over all governance to the co-applicant. A desirable co-applicant would be one who has strong homeless and healthcare experience. The other option is another 501(c)(3). This change for governance is not as a result of the HCH program performance. In reality, the MCDPH HCH program is doing very well, serving better, and working well with partners. Circumstances often drive HCH clinics to become urgent care facilities, but MCDPH HCH is working hard to ensure that the clinic becomes a medical home for chronic conditions. During the telephonic conference, there will be an update on the HCH. This will take place prior to the next Board of Supervisors meeting on September 23rd. A decision needs to be made by January.

Dr. England would like to address the question about immunizations from Dr. John Middaugh. MCDPH is the safety net for immunizations and provides about 30% of immunizations. Currently, immunization rates are sliding which affects herd immunity. Arizona is among one of the easiest states from immunizations exemptions. ADHS has re-created the immunization exemption form in an attempt to encourage vaccinations by making parents initial consequences of their child not being vaccinated. Last year, Representative Carter who is the chair of the House Health Committee introduced legislation to tighten vaccination exemptions. Representative Carter is currently holding stakeholder meetings to work on legislation for next year, which Dr. Bob is participating in. There are several options to tighten

vaccination exemptions. For example, in California, all children are required to be vaccinated. Another option is to allow exemptions for religious reasons, but to require proof of religious reasons. Some states require education requirements, or health department counseling. This would not be feasible for MCDPH due to the number of unvaccinated children. The Arizona Academy of Pediatrics is considering the option to require parents to go back to the primary care physician to sign a form indicating that the physician has counseled the parents on the importance of vaccines. Supervisor Kunasek asked if there are any studies of why children are unvaccinated. There have been a few studies on this topic. Anecdotally, MCDPH knows that some schools are more supportive of vaccines than others. Some school offices will tell parents to go see their primary care physician for immunizations or just sign the exemption form. Schools with attitude tend to be schools without a school nurse on campus. Dr. Bob is a member of the Arizona Medical Association (ArMA) and ex-officio for the Maricopa County Medical Society (MCMS). The Arizona Partnership for Immunizations (TAPI) is a very strong advocate for immunizations and MCDPH works with them constantly.

Dr. England would also like to address Dr. Middaugh's question regarding e-cigarettes. There is no data that e-cigarettes are safer, and this data will not be available for some time. It is true that there are lower levels of harmful chemicals in e-cigarettes, but there are also higher levels of metal particles. There is also an amount of organic solvent (propylene glycol) in e-cigarettes that has not been researched on the effects on humans when inhaled. E-cigarettes are not regulated, so there are various levels of nicotine and other ingredients in each kind. Since e-cigarettes, there has been a large increase in nicotine use in teens. The social stigma against using tobacco products is being jeopardized by e-cigarettes, especially since they are permitted in public areas. There is no solid data on the harm of e-cigarettes and if they are effective in helping tobacco users quit smoking. Dr. England fears that e-cigarettes could act as a gateway to other nicotine products. Next meeting, Dr. Bob will provide an update on the progress with e-cigarettes.

ANNOUNCEMENTS AND CURRENT EVENTS

- Please look for an email from Kelsey regarding a telephonic meeting prior to September 23rd
- Next meeting is October 26, 2015

ADJOURNMENT: There being no further business, motion to adjourn the meeting was made by Mr. Cassano, seconded by Ms. Halley and motion was passed unanimously. The meeting was adjourned at 4:02 p.m.